

09/14/2005 16:05 FAX 2024527074

BAKER & MCKENZIE

RECEIVED
CENTRAL FAX CENTER

003/004

SEP 14 2005

110500/01 (04-05)

Approved for use through 07/31/2006 GPO:2001-02-11

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Docket Number (Optional)

95176562-005004

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid (NAB) control number.

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

I hereby certify that this correspondence is being transmitted by facsimile transmission to the USPTO or deposited with the United States Postal Service with sufficient postage on first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 (37 CFR 1.8(d)) on September 14, 2005.

Signature Karen L. Jackson

Typed or printed
name Karen L. Jackson

In re Application of

Lloyd Wallinbanger, Jr.Application Number 09/240,515 Filed 08/29/2001For Plasticized Bone and Soft TissueArt Unit 3732 Examiner David Comstock

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(d)(1))

\$ 500.00\$ 250.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO 2008 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 277470-0055. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.135(a) (PTO/SB/22) is enclosed.

50-3420

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the:

applicant/inventor.

assignee or record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.72(b) is enclosed.
(Form PTO/SB/06)

attorney or agent of record
Registration number 39,292

attorney or agent acting under 37 CFR 1.34
Registration number if acting under 37 CFR 1.34

N. Jackson Matney, Jr.
Signature

N. Jackson Matney, Jr.
Typed or printed name

202-835-1670

Telephone number

September 13, 2005
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below.

Total of 2 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by law (such as by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 1.16. This collection is estimated to take 17 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8000 and select option 2.

BEST AVAILABLE COPY

08/14/2005 18:05 FAX 2024527074

BAKER & MCKENZIE

RECEIVED
CENTRAL FAX CENTER

003/004

SEP 14 2005

Approved for use through 07/31/2007 GPO:2005-100-0001
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

17 CFR 200.1 (b)(4)

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Director Number (Optional)
		95176562-005004
<p>I hereby certify that this correspondence is being transmitted by mail to the USPTO or deposited with the United States Postal Service with sufficient postage on first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (37 CFR 1.8(a)) on <u>September 14, 2005</u>.</p> <p>Signature <u>Karen L. Hudson</u></p> <p>Typed or printed name <u>Karen L. Hudson</u></p>		
<p>In re Application No. <u>Lloyd Jackson Matney, Jr.</u> Application Number <u>09/940,545</u> Filed <u>08/29/2001</u> For <u>Plasticized Bone and Soft Tissue</u> Art Unit <u>3732</u> Examiner <u>David Comstock</u></p>		
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 41.20(u)(1))</p> <p><u>\$ 500.00</u> <u>\$ 250.00</u></p> <p><u>50-3420</u></p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2008 is attached.</p> <p><input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>27747-0055</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p>		
<p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>I am the:</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee or record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/65)</p> <p><input checked="" type="checkbox"/> attorney or agent of record Registration number <u>39,292</u></p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34 Registration number if acting under 37 CFR 1.36</p>		
<p><u>Lloyd Jackson Matney, Jr.</u> Signature N. <u>L. Jackson Matney, Jr.</u> Typed or printed name</p> <p><u>202-835-1670</u> Telephone number</p> <p><u>September 13, 2005</u> Date</p>		
<p>NOTE: Signatures of all the inventors or assignee or record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.</p>		
<p><input checked="" type="checkbox"/> Total of <u>2</u> forms are submitted.</p>		

This collection of information is required by 37 CFR 41.1. The information is required to obtain or retain a benefit by law (or by the USPTO) to prevent an application. Confidentiality is provided by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 1.16. This collection is estimated to take 17 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. This will vary depending upon the individual case. Any U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8777 and select option 2.

BEST AVAILABLE COPY